



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

THOMAS *et. al.*

U.S. Appln. No. 10/670,454

Filed: September 26, 2003

For: **Gibberellin 2-Oxidase**

Confirmation No.: 5510

Art Unit: 1638

Examiner: Baum, Stuart, F.

Atty. Docket: 0623.0970001/MAC

**Petition Under 37 C.F.R. § 1.181**

*Attn: Mail Stop Petition*

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully petition the Commissioner under 37 C.F.R. § 1.181 to correct the U.S. Patent and Trademark Office's online PAIR records for the above captioned application so that the benefit information is the same as it appears on the Filing Receipt and on Applicants' Application Data Sheet, and to issue a corrected filing receipt. Currently the information is incorrect on PAIR.

The domestic benefit information on the Updated Filing Receipt mailed August 11, 2004 (copy attached) states the following:

This application is a CON of 09/719,108 05/25/2001 PAT 6,670,527\*  
which is a 371 of PCT/GB99/01857 06/11/1999

(\*) Data provided by applicant is not consistent with PTO records.

The continuity data on PAIR for the above-captioned application does not recite that 09/719,108 is a 371 application and does not refer to PCT/GB99/01857, I.A. filed June 11, 1999. However, this should be noted on the PAIR records. The filing receipt, in

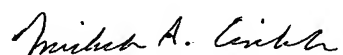
this regard, attached hereto as **Exhibit 1**, is correct. This claim was provided, *inter alia*, on the Application Data Sheet filed with the application on September 26, 2003 (and repeated on the supplemental ADS filed July 13, 2006). Appropriate correction of PAIR is respectfully petitioned.

Attached as **Exhibit 2** is the face page of U.S. 6,670,527 and as **Exhibit 3** is the filing receipt for 09/719,108, each showing that 09/719,108 is a Section 371 application. Applicants will file a separate request to correct the PAIR records of 09/719,108 to reflect that it is a 371 application as noted above.

This error is believed to be U.S. Patent and Trademark Office error. Therefore, no fee for this petition is believed necessary. However, if fees are necessary, any fees required are hereby authorized to be charged to our Deposit Account No. 19-0036. Early notice of the granting of this petition is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: February 16, 2007

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/670,454	09/26/2003	1638	822	0623.0970001/LBB/SJE	7	24	1

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STERNE, KESSLER, GOLDSTEIN & FOX PLLC  
1100 NEW YORK AVENUE, N.W.  
WASHINGTON, DC 20005

CONFIRMATION NO. 5510

UPDATED FILING RECEIPT



\*OC000000013509882\*

Date Mailed: 08/11/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Stephen Gregory Thomas, Raleigh, NC;  
Peter Hedden, Long Ashton, UNITED KINGDOM;  
Andrew Leonard Phillips, Bristol, UNITED KINGDOM;

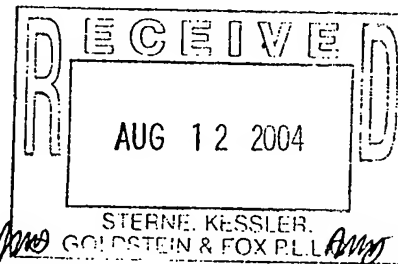
## Assignment For Published Patent Application

Bristol University;

## Domestic Priority data as claimed by applicant

This application is a CON of 09/719,108 05/25/2001 PAT 6,670,527\*  
which is a 371 of PCT/GB99/01857 06/11/1999

(\*)Data provided by applicant is not consistent with PTO records.



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GOLDSTEIN &amp; FOX PLLC

LBB

SJE

200 8/16  
ME 8/16

## Foreign Applications

UNITED KINGDOM 9812821.8 06/12/1998

UNITED KINGDOM 9815404.0 07/15/1998

If Required, Foreign Filing License Granted: 12/31/2003

Projected Publication Date: 11/18/2004

Non-Publication Request: No

Early Publication Request: No



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/719,108	05/25/2001	1645	1750	0623.0970000	7	25	8

Parent of 10/670,454

Sterne Kessler Goldstein & Fox  
Suite 600  
1100 New York Avenue NW  
Washington, DC 20005-3934

CONFIRMATION NO. 4690

## FILING RECEIPT



\*OC000000007079196\*

Date Mailed: 11/16/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

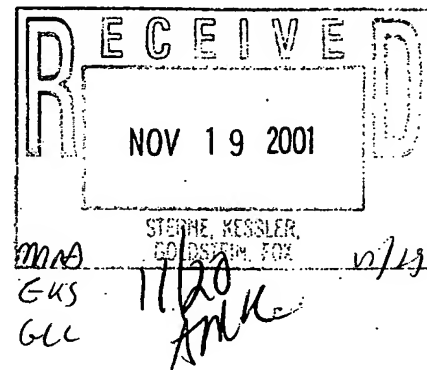
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## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/GB99/01857 06/11/1999

## Foreign Applications

UNITED KINGDOM 9812821.8 06/12/1998  
UNITED KINGDOM 981504.0 06/15/1998

Projected Publication Date: Not Applicable, filed prior to November 29, 2000

Non-Publication Request: No

Early Publication Request: No

## Title

Gibberellin 2-Oxidase

Preliminary Class